

Shelburne.	Steele.
Sherrill.	Tips.
Simpson.	Woods.
Nays—None.	
Absent, excused.	
Gage.	Smith.
McComb.	Whitaker.
Absent, not excused.	
Boren.	Rogers.
Dean.	

Bill read third time, and passed by the following vote:

Yeas—22.	
Agnew.	Harrison.
Atlee.	Lawhon.
Bailey.	Lewis.
Beall.	McKinney.
Bowser.	Presler.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dibrell.	Simpson.
Dickson.	Steele.
Goss.	Tips.
Greer.	Woods.

Nays—None.	
Absent, excused.	
Gage.	Smith.
McComb.	Whitaker.
Absent, not excused.	
Boren.	Rogers.
Dean.	Stafford.

On motion of Senator Greer, regular order of business was suspended to take up

House bill No. 73, "An act to restore to and confer upon the county court of Liberty, Jefferson and Atascosa counties the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State, to conform the jurisdiction of the district court of said counties to such change, and to repeal all laws in conflict with the provisions of this act in so far as relate to Liberty, Jefferson and Atascosa."

Bill read second time with committee amendments.

Committee amendments adopted.

Bill passed to a third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—21.	
Agnew.	Lawhon.
Beall.	Lewis.
Bowser.	McKinney.
Colquitt.	Presler.
Darwin.	Shelburne.
Dean.	Sherrill.
Dibrell.	Simpson.
Dickson.	Steele.
Goss.	Tips.
Greer.	Woods.
Harrison.	

Nays—None.	
Absent, excused.	
Gage.	Smith.
McComb.	Whitaker.

26—Senate

Absent, not excused.

Atlee.	Presler.
Bailey.	Stafford.
Boren.	

Bill read third time, and passed by the following vote:

Yeas—21.	
Agnew.	Lawhon.
Bailey.	Lewis.
Beall.	McKinney.
Colquitt.	Presler.
Darwin.	Shelburne.
Dean.	Sherrill.
Dibrell.	Simpson.
Dickson.	Steele.
Goss.	Tips.
Greer.	Woods.
Harrison.	

Nays—None.	
Absent, excused.	
Gage.	Smith.
McComb.	Whitaker.
Absent, not excused.	
Atlee.	Rogers.
Boren.	Stafford.
Bowser.	

Senator Simpson moved to adjourn till Monday morning at 10 o'clock.

Senator Colquitt moved to adjourn till 10 o'clock tomorrow morning.

The motion to adjourn to 10 a. m. Monday was lost by the following vote:

Yeas—9.	
Dickson.	Presler.
Goss.	Shelburne.
Greer.	Simpson.
Harrison.	Woods.
Lewis.	

Nays—10.	
Agnew.	Dean.
Beall.	Dibrell.
Bowser.	McKinney.
Colquitt.	Steele.
Darwin.	Tips.

Absent, excused.	
Gage.	Smith.
McComb.	Whitaker.

Absent, not excused.	
Atlee.	Rogers.
Bailey.	Sherrill.
Boren.	Stafford.
Lawhon.	

Senate then adjourned to 10 a. m. tomorrow.

SIXTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas, March 30, 1895.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	Colquitt.
Atlee.	Darwin.
Bailey.	Dibrell.
Beall.	Dickson.
Bowser.	Gage.

Goss.	Sherrill.
Harrison.	Stafford.
Lawhon.	Steele.
McComb.	Tips.
McKinney.	Woods.
Presler.	
Smith.	Absent, excused.
	Whitaker.
	Absent, not excused.
Boren.	Rogers.
Dean.	Shelburne.
Greer.	Simpson.
Lewis.	

Prayer by Chaplain, Dr. Smoot.

Pending reading of the Journal of yesterday,

On motion of Senator Harrison, the same was suspended.

PETITIONS AND MEMORIALS.

By Senator Lawhon:

Petition from citizens of McMullen county, protesting against any change in the inspection law.

Read and referred to Committee on Stock and Stockraising.

By Senator Gage:

Petition from 95 citizens of Taylor county, asking that said county be exempted from the operations of the inspection law.

Read and referred to Committee on Stock and Stockraising.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 27, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 279, being a bill to be entitled "An act to fix and define the liability of palace and sleeping car companies,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

M'KINNEY, Chairman.

IN SENATE.

The Chair gave notice of signing, and did sign after the caption had been read,

House bill No. 311, a bill entitled "An act to transfer Morris and other counties from the district school system to the community school system, and to authorize and empower said counties to organize and conduct all of their public free schools under the community system, as provided by the laws now in force."

House bill No. 545, being a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county court of Angelina county and to repeal all laws in conflict therewith."

House bill No. 597, a bill entitled "An act to validate the incorporation of cities or towns of one thousand inhabitants or over, which have heretofore attempted

to be made under certain conditions."

House bill No. 540, "An act to amend chapter 14, general laws of 1891, being an act entitled 'An act to authorize the transfer of the Confederate Home at Austin from private to State management, and to establish said Home as a State institution and provide for its support,' approved February 27, 1891."

Call concluded.

On motion of Senator Darwin, Senator Rogers was excused for today.

On motion of Senator Tips, Senator Lewis was excused for today.

HOUSE MESSAGE.

House of Representatives,
Austin, Texas, March 30, 1895.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following bill, to-wit:

Senate bill No. 142, "An act to provide for the amicable adjustment of grievances and disputes that may arise between employers or receivers and employees, and to authorize the creation of a board of arbitration, and to provide for the compensation of said board, and to provide penalties for the violation hereof," with House amendments.

House bill No. 565, "An act to amend the charter of the city of Galveston, by amending sections 3, 5, 18, 18a, 19, 21, 29, 78a, 113, 127, 128 and 129 thereof, and by adding thereto section 132d," with engrossed rider,

Passed by a two-thirds vote—ayes 87, nays none.

House bill No. 623, "An act to authorize the Secretary of State to furnish to Somervell county all necessary laws of the Legislature of the State of Texas, and all reports of the Supreme Court and Court of Appeals and Courts of Civil Appeals of Texas."

House bill No. 294, "An act to diminish the civil and criminal jurisdiction of the county court of Bandera county, to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith."

House bill No. 675, "An act to amend section 57 of an act entitled 'An act to incorporate the city of Austin, to grant it a new charter and to extend its boundaries,' with engrossed rider.

Passed by a two-thirds vote—ayes 90, nays none.

Also, that the House has adopted House concurrent resolution No. 28, with House amendments.

Copy of resolution attached hereto.

House concurrent resolution No. 28:

Resolved by the House of Representatives, the Senate concurring, That two days in each week, to-wit: Monday and Tuesday, be set apart for the consideration by each house of bills coming from the other house, and on such days only such bills shall be considered so long

as there are any such on either second or third reading upon the table of the President of the Senate or Speaker of the House of Representatives.

Amendments adopted by House to House concurrent resolution No. 28:

Add to end resolution, "provided, that this resolution shall not prevent said bills from being considered on other days."

Amend by striking out Tuesday and insert Thursday.

Also, that the House refuses to concur in Senate amendments to House bill No. 47, and asks for free conference committee on said bill; and Messrs. Reiger, Feagin, Kennedy, Murchison and O'Connor are appointed on said committee on part of House.

Respectfully,

CHESTER HAILE, Chief Clerk.

Senator Lawhon entered a motion to reconsider the vote passing

House bill No. 73, "An act to restore to and confer upon the county court of Liberty, Jefferson and Atascosa counties the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State, to conform the jurisdiction of the district court of said counties to such change, and to repeal all laws in conflict with the provisions of this act in so far as relate to Liberty, Jefferson and Atascosa."

Reconsidered.

By Senator Greer:

Amend by striking out the word "Jefferson" wherever it occurs.

Upon summing up the vote it appeared that there was not a quorum voting, the following Senators answering to their names:

Yeas—18.

Agnew.	Goss.
Bailey.	Harrison.
Beall.	Lawhon.
Bowser.	McComb.
Colquitt.	Presler.
Darwin.	Stafford.
Dibrell.	Steele.
Dickson.	Tips.
Gage.	Woods.

Nays—None.

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Atlee.	McKinney.
Boren.	Shelburne.
Dean.	Sherrill.
Greer.	Simpson.

Senator Lawhon moved a call of the Senate, which was seconded and ordered, the following answering to their names:

Agnew.	Dickson.
Bailey.	Gage.
Beall.	Goss.
Bowser.	Greer.
Colquitt.	Harrison.
Darwin.	Lawhon.
Dibrell.	McComb.

McKinney.	Steele.
Presler.	Tips.
Sherrill.	Woods.
Stafford.	

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Atlee.	Shelburne.
Dean.	Simpson.
Boren.	

Quorum present.

On motion of Senator Steele, the absentees were excused.

Senator Greer made the point of order that his amendment was adopted on yesterday by vote, and that it was not necessary for a roll call on it now.

The amendment was then readopted.

By Senator Lawhon:

Amend by adopting the rider amendments from the House.

Adopted by the following vote:

Yeas—23.

Agnew.	Harrison.
Atlee.	Lawhon.
Bailey.	McComb.
Beall.	McKinney.
Bowser.	Presler.
Colquitt.	Sherrill.
Darwin.	Simpson.
Dibrell.	Stafford.
Dickson.	Steele.
Gage.	Tips.
Goss.	Woods.
Greer.	

Nays—none.

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Boren.	Shelburne.
Dean.	

The bill as amended was then passed by the following vote:

Yeas—22.

Agnew.	Greer.
Atlee.	Harrison.
Bailey.	Lawhon.
Beall.	McComb.
Bowser.	McKinney.
Colquitt.	Presler.
Darwin.	Sherrill.
Dibrell.	Stafford.
Dickson.	Steele.
Gage.	Tips.
Goss.	Woods.

Nays—none.

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Boren.	Shelburne.
Dean.	Simpson.

On motion of Senator Bailey, regular order of business was suspended to take up

House bill No. 47, "An act to protect persons, associations and unions of working men, incorporated or unincorporated, in their labels, trademarks and forms of advertising and names, and to prescribe penalties for violation of same, and to repeal all laws or parts of laws in conflict with this act."

Bill read third time and passed by the following vote:

Yeas—18.

Agnew.	Harrison.
Bailey.	McComb.
Beall.	McKinney.
Bowser.	Presler.
Darwin.	Sherrill.
Dickson.	Stafford.
Gage.	Steele.
Goss.	Tips.
Greer.	Woods.

Nays—4.

Atlee.	Dibrell.
Colquitt.	Lawhon.
Absent, excused.	
Lewis.	Smith.
Rogers.	Whitaker.
Absent, not excused.	
Boren.	Shelburne.
Dean.	Simpson.

UNFINISHED BUSINESS.

The Chair laid before the Senate, Senate bill No. 179, a bill entitled "An act to provide for the issuance of attachments for witnesses in felony cases to counties other than those in which the trial is had, and to provide for the payment of the expenses of such witnesses."

Action being on Senator Beall's amendment, to wit:

(b) In line 16, after the word "desired," the following: "in vacation."

(c) In line 18 strike out the word "clerk," and insert in lieu thereof "to the proper court or magistrate."

(d) Line 22 by inserting after the word "procured," the following: "by subpoena."

(e) Line 24 by inserting after the word "witness" the following: "When application for an attachment containing the requisites as above provided for is made in term time the same shall be presented to the court and."

Adopted.

By Senator Atlee:

Amend section 3: Strike out in lines 12 and 13 the clause, "pay for his service as a witness in more than one case at any one term of court," and insert in lieu thereof the following: "His traveling expenses for more than one trip in attending one term of court, nor any per diem covering a period for which a per diem in any case has already been allowed at the same term; provided, where a witness shall have been discharged and has subsequently been attached and required to attend at the same term he may be allowed the traveling expenses as in other cases, but the district attorney or the court shall

not discharge a witness if his attendance will likely be required at that term in any other criminal cases pending in said court."

Adopted.

By Senator Agnew:

Amend section 1 by striking out all of said section after the word "witness" in line 21.

By Senator Stafford:

Amend the amendment by striking out all of line 24, section 1, beginning at "the" and ending at "party" in line 25.

Lost.

The amendment was then lost by the following vote:

Yeas—10.

Agnew.	Goss.
Atlee.	Greer.
Bailey.	Lawhon.
Dibrell.	McComb.
Dickson.	Woods.

Nays—12.

Beall.	McKinney.
Bowser.	Presler.
Colquitt.	Sherrill.
Darwin.	Stafford.
Gage.	Steele.
Harrison.	Tips.

Absent—excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Boren.	Shelburne.
Dean.	Simpson.

By Senator Stafford:

Amend section 2 by adding: "Provided, that no witness shall be allowed witness fees unless his or her testimony is material in the case on trial, his or her materiality to be passed upon by the trial judge."

Lost by the following vote:

Yeas—6.

Bailey.	Presler.
Beall.	Stafford.
Colquitt.	Steele.

Nays—15.

Agnew.	Greer.
Atlee.	Harrison.
Bowser.	Lawhon.
Darwin.	McComb.
Dibrell.	McKinney.
Dickson.	Tips.
Gage.	Woods.
Goss.	

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Boren.	Sherrill.
Dean.	Simpson.
Shelburne.	

By Senator Agnew:

Amend section 1 by adding after the word "witness," in line 24, the following: "or at the earliest time practicable after he concluded or was advised that such testimony is material."

Pending action, the Chair announced the following free conference committee on part of the Senate to consider the differences between the two Houses on,

House bill No. 47, being a bill to be entitled "An act to protect persons, associations and unions of workmen, incorporated or unincorporated, in their labels, trademarks, designs, imprints and forms of advertising and names, and to prescribe penalties for violation of same, and to repeal all laws or parts of laws in conflict with this act,"

Senators Bowser, Bailey, Woods, Darwin and Sherrill.

IN SENATE.

House bill No. 565, a bill entitled "An act to amend the charter of the City of Galveston by amending sections 3, 5, 18, 18a, 19, 21, 29, 78a, 113, 127, 128 and 129 thereof, and by adding thereto section 132d."

Read first time, and referred to Committee on Towns and City Corporations.

House bill No. 623, a bill to be entitled "An act to authorize the Secretary of State to furnish Somervell county all necessary laws of the Legislature of the State of Texas, and all reports of the Supreme Court and Court of Appeals, and Court of Criminal Appeals, and Courts of Civil Appeals of Texas."

Read first time and referred to Committee on Finance.

House bill No. 294, a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county court of Bandera county, and to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith."

Read first time and referred to Judiciary Committee No. 2.

House bill No. 675, a bill to be entitled "An act to amend section 57 of an act entitled 'An act to incorporate the city of Austin, to grant it a new charter, and to extend its boundaries.'"

Read first time and referred to Committee on Towns and City Corporations.

On motion of Senator Woods, Senate adjourned till Monday morning at 10 o'clock by the following vote:

Yeas—12.

Agnew.	Greer.
Atlee.	Harrison.
Bailey.	McComb.
Dibrell.	McKinney.
Dickson.	Steele.
Goss.	Woods.

Nays—8.

Beall.	Lawhon.
Bowser.	Presler.
Colquitt.	Steele.
Gage.	Tips.

Absent, excused.

Lewis.	Smith.
Rogers.	Whitaker.

Absent, not excused.

Boren.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.

SIXTY-EIGHTH DAY.

Senate Chamber,
Austin, Texas, April 1, 1895.

Senate met pursuant to adjournment.
Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	Bowser.
Bailey.	Colquitt.
Beall.	Darwin.
Boren.	Dean.
Dibrell.	Presler.
Gage.	Shelburne.
Goss.	Sherrill.
Greer.	Simpson.
Harrison.	Stafford.
Lawhon.	Steele.
McComb.	Tips.
McKinney.	Woods.

Absent, excused.

Smith.

Absent, not excused.

Atlee.

Rogers.

Dickson.

Whitaker.

Lewis.

Prayer by Chaplain, Dr Smoot.

Pending reading of the Journal of yesterday,

On motion of Senator Woods, the same was suspended.

On motion of Senator Dibrell, Senators Simpson and Shelburne were excused for non-attendance on Saturday last on account of important business.

On motion of Senator Dean, Senator Rogers was excused till Wednesday next on important business.

On motion of Senator Greer, Senator Atlee was excused till Wednesday on important business.

On motion of Senator Boren, Senator Dickson was excused for today on account of important business.

On motion of Senator Harrison, Assistant Journal Clerk Thweatt was excused for today on account of important business.

PETITIONS AND MEMORIALS.

By Senator Gage:

Petition from citizens of Garza county, for attachment of said county to Kent county for land surveying and judicial purposes.

Read and referred to Committee on Judicial Districts.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, April 1, 1895.

Hon. Geo. T. Jester President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

House bill No. 436, being a bill to be entitled "An act to amend article 490, title 15, chapter 1, Penal Code of the State of Texas, and by adding thereto subdivisions 7 and 8, and to repeal a